PETITION FOR SPECIAL EXCEPTION 84-341-X TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Law and Zoning Regulations of Baltimore County, to use the seasonal carnival) Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser: Legal Owner(s): Liberty Road Volunteer Fire Company, Inc. (Type or Print Name) By: Nick Spealman President By: Sidney Dennis, Shrm. of Board of Dir. (Byrecor Printicana) Signature City and State Attorney for Petitioner: 10100 Liberty Road 922-1223 Randallstown, Maryland 21133 TYPE City and State Name, address and phone number of legal owner, Attorney's Telephone No.: ORDERED By The Zoning Commissioner of Baltimore County, this _____ 17th ____ day of ____April____, 19_84_, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the _____4th ____ day of ____ June ____, 19_84_, at 1:30_ o'clock __P_M. Z.C.O.—No. 1

84-341-X

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your petition has been received and accepted for filing this 17th day of April , 1984.

Zoning Commissioner Petitioner Liberty Rd. Vel. Fire Co. Received by Micholas B. Commodari Petitioner's Chairman, Zoning Plans Advisory Committee

BALTIMORE COUNTY

ZONING PLANS

arana

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon TO Zoning Commissioner Date____May 16, 1984

Norman E. Gerber, Director FROM Office of Planning and Zoning

Liberty Road Volunteer Fire Co., Inc.

> Assuming submittal to and approval by the CRG, this office is not opposed to the granting of this request.

> > Norman E. Gerber, Director Office of Planning and Zoning

NEG/JGH/sf

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

May 28, 1984

Bureau of

Department of

Traffic Engineering

Liberty Road Volunteer Fire Company, Inc. & Mr. Nick Spealman, President 10100 Liberty Road Randallstown, Maryland 21133

RE: Item No. 272 - Case No. 84-341-X Liberty Road Volunteer Fire Co., Inc. Special Exception Petition

State Foads Commission Dear Sirs: Bureau of

Health Department Project Planning Building Department Zoning Administration Industrial

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

In view of your proposal to "legalize" the existing volunteer fire company and construct an addition to said building for use as a community building with related outdoor activities, this hearing is required. This property was the subject of a previous zoning hearing, Case No. 76-241-X, in which similar requests were granted. However, the time for utilization of that special exception has lapsed.

In view of the fact that a portion of the proposed parking area in the D. R. 3.5 zone lies within a residential transition area, your proposal is subject to Section 1801.

In addition, the site plan must be revised to reflect the comments of the State Highway Administration and it should be determined at the hearing whether the "existing crushed stone drive" from Deer Park Road should be paved.

Item No. 272 - Case No. 84-341-X Liberty Road Volunteer Fire Co., Inc. Special Exception Petition

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

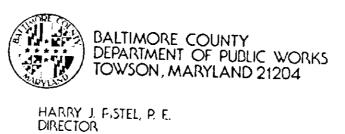
Very truly yours,

Micholas B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cc: George William Stephens, Jr. and Associates, Inc. 303 Allegheny Avenue Towson, Maryland 21204



May 21, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

> Re: Item #272 (1983-1984) Property Owner: Liberty Rd. Volunteer Fire Company, Inc.
> N/ES Liberty Rd. 743° N/W from centerline Deer Park Rd. Acres: 14.45 District: 2nd

Dear Mr. Jablon:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 203 (1975-1976).

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item 272 (1933-1984).

> ROBERT A. MORTON, P.E., Chief Bureau of Public Services

RAM: EAM: FWR: S8

PP-NE Key Sheet 32 & 33 NW 40 & 41 Pos. Sheets NW 8 £ 9 J & K Topo 66 Tax Map



Maryland Department of Transportation

Lowell K. Bridwell Hal Kassoff

May 2, 1984

Mr. A. Jablon Zoning Commissioner County Office Bldg. Towson, Md. 21204

Attention: Mr. N. Commodari

Re: ZAC Meeting of 4-7-84 ITEM: 272. Property Owner: Liberty Rd. Volunteer Fire Company, Inc. Location: NE/S Liberty Rd. Route 26, 743 N/W from c/1 Deer Park Road Existing Zoning: D.R. 3.5 Proposed Zoning: Special Exception for volunteer fire department and building (including seasonal carnival) Acres: 14.45 District: 2nd

Dear Mr. Jablon:

On review of the revised site plan of 3-1-84 and field inspection, the State Highway Administration will require the plan to be revised.

The revised plan must show the following:

The proposed entrance at the northwest property should be a minimum width of 30°.

This entrance should be posted as "Private Roadway" to eliminate through traffic from Deer Park Road using this as a short cut to Liberty Road (Route 26).

> My telephone number is (301) 659-1350 Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717

-

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that by reason of the requirements of Section 502.1 of the Baltimore County Zoning Regulations

Mr. A. Jablon

May 2, 1984

It is requested the plan be revised prior to a hearing date being set.

All work within the State Highway Administration Right-of-Way must be through permit with the posting of a \$22,000.00 bond to guarantee construction.

Very truly yours,

Charle L Charles Lee, Chief Bureau of Engineering Access Permits

By: George Wittman

CL:GW:maw

cc: Mr. J. Ogle

BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING TOWSON, MARYLAND 21204

> Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

4-26.84

Re: Zoning Advisory Meeting of 4-17-84 Property Owner: Liberty Rd. Volunteer Fire Co., Inc. Location: NEIS Liberty Ro., Mwy Deer Park Rd

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are

)There are no site planning factors requiring comment. X)A County Review Group Meeting is required.)A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.
)This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.)A record plat will be required and must be recorded prior to issuance of a building permit.)The access is not satisfactory. The circulation on this site is not satisfactory. The parking arrangement is not satisfactory.)Parking calculations must be shown on the plan.
)This property contains soils which are defined as wetlands, and development on these soils is prohibited.)Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-98 of the Development Development of this site may constitute a potential conflict with the Baltimore County Master Plan. ()The amended Development Plan was approved by the Planning Board (>)Landscaping should be provided on this site and shown on the plan. (x) The property is located in a deficient service area as defined by Bill 178-79. No building permit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service Is Courties Feell'S

The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change

traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council. / X)Additional comments: Deer Park Board should be releaster forth any for the rendertal grayerty or eliminated has liegidential for shortcutting

between whenty Rd. . Defer Park Ro.

BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING TOWSON, MARYLAND 21204

STEPHEN E. COLLINS DIRECTOR

May 22, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

> Item No. 272 -ZAC- Meeting of April 17, 1984 Property Owner: Liberty Road Volunteer Fire Company, Inc. NE/S Liberty Road 743' N/W from c/1 Deer Park Road Existing Zoning: D.R. 3.5 Proposed Zoning: Special Exception for volunteer fire department and building (including seasonal carnival).

Acres: District:

Dear Mr. Jablon:

All entrances to this site along Liberty Road will be subject to the State Highway Administration approval.

14.45

Traffic Engineering Assoc. I

April 23, 1984

MSF/ccm

May 11,1784

BALTIMORE COUNTY DEPARTMENT OF HEALTH

Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 2120h

Zoning Item # 272, Zoning Advisory Committee Meeting of April 17,1981 Property Owner: Liberty Road Volunteer Fire Congany The.

Location: NE/S Liberty Road District 2

Water Supply public Sewage Disposal _______ COMMENTS ARE AS FOLLOWS:

(/ Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review

Section, Environmental Support Services, for final review and approval. (V) Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 494-3775, to obtain require-

ments for such installation/s before work begins.

A permit to construct from the Division of Air Pollution Control is required for such items as spray paint processes, underground gasoline storage tank/s (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

A permit to construct from the Division of Air Pollution Control is required

for any charbroiler operation which has a total cooking surface area of five (5) square feet or more. () Prior to approval of a Building Permit Application for renovations to exist-

ing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

() Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and sewerage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Health for review and approval. For more complete information, contact the Recreational Hygiene Section, Division of Environmental Support

() Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations. For more complete information, contact the Division of Maternal and Child Health.

() If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with Water Resources Administration requirements.

SS 20 1082 (1)

Zoning Item # 272 Zoning Advisory Committee Meeting of April 17,1454

() Prior to razing of existing structure/s, petitioner must contact the Division of Water Quality and Waste Management at 494-3768, regarding removal and/or disposal of potentially hazardous materials and solid wastes.

() Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and either be removed from the property or properly backfilled. Prior to removal or abandonment, owner must contact the Division of Water Quality and Waste Management at 494-3768.

() Soil percolation tests (have been/must be) conducted.

The results are valid until

Soil percolation test results have expired. Petitioner should contact the Division of Environmental Support Services to determine whether additional tests are required.

() Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore County Standards must be drilled. () In accordance with Section 13-117 of the Baltimore County Code, the water

well yield test shall be valid until) is not acceptable and must be retested. This must be accomplished prior to conveyance of property and approval of Building Permit Applications.

() Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteriological and chemical water samples. () If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental Effects Report must be submitted.

(V) Others This site is subject to the Gumps Falls sewer meraterium imposed by the Md ST. Pest of Heating and Moural Hygiene. Approval of Building Permitar for this Icenter, involving additional input to the sever will be withheld by this office vatil the movemenium is liFted and for allegations) For the Additional use of The sewer is secured. Petitiener should contact Ms Desice Butcher OF the Environmental Support Servicer Pirision AT 494-2762, regarding these Allocations. For information regarding carried activities

Division AT 494-2745.

princer sucult contect the Western Environmental Services

BUREAU OF ENVIRONMENTAL

SS 20 1283 (2) R

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON MARYLAND 21204-2586 494-4500

--- towns flancall

PAUL H. REINCKE

May 3, 1984

Mr. William Hammond Coming Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: Liberty Road Volunteer Fire Company, Inc. Location: NE/S Liberty Road 743' N/W from c/l Deer Park Road Zoning Agenda: Meeting of 4/17/84 Item No.: 272

Gentlemen: Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

(x) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 *Life Safety Code*, 1976 Edition prior to occupancy.

() 6. Site plans are approved, as drawn.

() 7. The Fire Prevention Bureau has no comments, at this time.

Planning Group Noted and Heart Milliganol Planning Group Fire Prevention Bureau Special Inspection Division

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & UCENSES
TOWSON, MARYLAND 21204
494-3610

Mr. Arnold Jablon, Zoning Commissions:

Office of Planning and Zoning County Office Building Towson, Maryland 21204

Dear Mr. Jablon:

Comments on Item # 272 Zoning Advisory Committee Meeting are as follows:

Property Owner: Liberty Road Volunteer Fire Company, Inc.
Location: NE/S Liberty Road 743' N/W from c/l Deer Park Road
Existing Zoning: D.R. 3.5
Proposed Zoning: Special exception for volunteer fire department and building (including seasonal carnival).

The items checked below are applicable:

All structures shall conform to the Baltimore County Building Code 1981/Council Bill 4-82 State of Maryland Code for the Handicapped and Aged; and other appli-

B. A building/ & other permit shall be required before beginning construct! on. C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required. Hon-reproduced seals and signatures are required on Plans and Technical Data.

D. Commercial: Three sets of construction drawings with a Marylard Registered Architect or Engineer shall be required to file a permit application.

E. An exterior wall erected within 6'0 for Commercial uses or 3'0 for One & Two Family use group of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'0 of lot lines. A firewall is required if construction is on the lot line, see Table 401, line 2, Section 1407 and Table 1402, also Section 503.2.

F. Requested variance appears to conflict with the Baltimore County Building Code,

G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require

H. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 401.

(I) Comments - Relocate Handicapped spaces so the handicapped are not compelled to pass behind parked vehicles as per State Code. Also provide signs, ramps, etc. Building construction class will be governed by the Height and arearequirement of the Code. A fire separation between the Engine House and other portions of the Building will be required.

NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be oftsined by visiting Room 122 (Plans Review) at 111 W. Chesapeake Ave.

ALL PARTY AND A

RE: PETITION FOR SPECIAL EXCEPTION: BEFORE THE ZCNING COMMISSIONER NE/S Liberty Rd. 743' NW of OF BALTIMORE COUNTY Centerline Deer Park Rd., 2nd District

LIBERTY ROAD VOLUNTEER FIRE Case No. 84-341-X CO., INC., Petitioner

ENTRY OF APPEARANCE

::::::

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Phallis Cole Friedman Phyllis Cole Friedman People's Counsel for Baltimore County

Man Franceine Peter Max Zimmerman Deputy People's Counsel Rm. 223, Court House Towson, MD 21204 494-2188

I HEREBY CERTIFY that on this 11th day of May, 1984, a copy of the foregoing Entry of Appearance was mailed to Nick Spealman, President, and Sidney Dennis, Chairman of the Board of Directors, Liberty Road Volunteer Fire Co., Inc., 10100 Liberty Road, Randallstown, MD 21133, Petitioner.

Peter Max Zimmerman

FROM THE OFFICE OF GEORGE OLLIAM STEPHENS, JR. AND ASSOCIALS, INC. **ENGINEERS** P.O. BOX 6828, TOWSON, MARYLAND 21204

. November 10, 1975 Description to Accompany Zoning Petition for Liberty Road Volunteer Fire Department Containing 14.45 Acres of land, more or less.

Beginning for the same at a point on the northeast side of Liberty Road. measured 743 feet more or less northwesterly from the intersection of said northeast side and the center line of Deer Park Road, thence binding on said northeast side of Liberty Road, North 56° 18' 35" West 425.22 feet, thence leaving Liberty Road, binding on the outline of the property of the herein petitioners the twenty following lines viz: (1) North 33° 41' 25" East 200.00 feet, (2) North 56° 18' 35" West 75.00 feet, (3) North 62° 24' 50" West 166.10 feet, (4) North 30° 38' 25" West 781.13 feet, (5) North 59° 21' 35" East 431.49 feet, (6) North 69° 18' 29" East 116.04 feet, (7) South 10° 02' 16" East 125.00 feet, (8) North 79° 57' 45" East 200.00 feet to the west side of Deer Park Road, thence binding on said side of said Road (9) South 10° 02' 15" East 73.27 feet and (10) South 17° 14' 15" East 26.73 feet, thence leaving said Road, (11) South 72° 45' 45" West 200.00 feet, (12) South 17° 14' 15" East 500.00 feet, (13) North 72° 45' 45" East 200.00 feet to the west side of Deer Park Road, thence binding on said side of said Road, (14) South 17° 14' 15" East 100.00 feet, thence (15) South 72° 45' 45" West 150.00 feet, (16) South 17° 14' 15" East 100.00 feet, (17) North 72° 45' 45" East 150.00 feet to the west side of Deer Park Road, thence binding on said side of said Road (18) South 17° 14' 15" East 239.33 feet and (19) South 25° 03' 00" East 182.53 feet, thence leaving said Road, (20) South 47° 31' 00" West 304.09 feet to the place of beginning.

Containing 14.45 acres of land more or less.

BEFORE THE RE: PETITION FOR SPECIAL EXCEPTION NE/S of Liberty Road, 743' NW of Deer DEPUTY ZONING Park Road - 2nd Election District Liberty Road Volunteer Fire Company -COMMISSIONER Petitioner NO. 76-241-X (Item No. 203) BALTIMORE COUNTY

EXTENSION ORDER

It is hereby ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 3-8 day May, 1978, that the Special Exception for a volunteer fire department and community building (including seasonal carnival), granted May 26, 1976, be and the same is hereby extended, in accordance with Section 502.3 of the Baltimore County Zoning Regulations, for a period of three years, beginning May 26, 1978, and ending May 26, 1981.

without the second

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Goned B.L. + D.R. 3.5

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Date of Posting 2-17-54 Petitioner: Thety Roll Wolunter Fire Company INC.

Location of Signs/ sign NE/Side of Library Port Reports 950' NW of Sun Sask Stood

Joseph Spice of Dels Post Port Road Opprope 700' W. of July Kond and I sign Social of

RANDALLSTOWN, Md. 21133-1402 EMERGENCY 911 Business 922-1223

Mr. James E. Dyer Zoning Supervisor 111 W. Chesapeake Avenue Towson, Maryland 21204

Dear Mr. Dyer:

As President and Chairman of the Board of the Liberty Road Volunteer Fire Co., Inc., we write to you on behalf of the fire company and the entire Randallstown community, to request that the Special Exception granted for a volunteer fire department and building on May 26, 1976, and extended on May 3, 1978, be reinstated (a copy of the Extension Order being attached hereto).

The Liberty Road Volunteer Fire Company is a tax exempt corporation that has been providing fire prevention and fire fighting services to the greater Randallstown Community for more than thirtyfive years. The Company and its Women's Auxiliary are made up of dozens of enthusiastic men and women who voluntarily offer their services and risk their lives to provide the community with twentyfour hours a day of fire protection and ambulance service. In addition to providing this service to the community, the Company, by its very existence, saves countless tax dollars that would be required without it. The Company also offers the community recreational facilities with its weekly bingo games, annual carnival, and frequent breakfasts, dances and community meetings.

The Randallstown of the late 1940's is not the Randallstown of today. Shopping centers, apartment complexes, and residential developments have increased the burden on the Company to provide services for this growing community. The erection of a new building would provide additional space for necessary expansion. The plans envision the expansion of our building to allow for increased engine and ambulance capacity, bunk space for firemen required to stay overnitht, and additional facilities for community social events and fund-raising activities that would allow us to increase our service potential.

MARYLAND STATE

BALTO, COUNTY VOL. FIREMEN'S MARYLAND STATE AMBULANCE & RESCUE

EMERGENCY 911 Business 922-1223

RANDALISTOWN, Md. 21133-1402

February 2, 1984

Mr. James E. Dyer -- Page 2.

The Fire Company recognizes that it did not construct the building proposed in 1975, nor did it effectively seek further continuances after 1978. Financial considerations prohibited any construction during recent years. However, funds are now available and the need for expansion is even greater.

With that in mind, we ask that you allow the continuance or reinstatement of the special exception as granted in 1975, so that the Liberty Road Volunteer Fire Company might provide more efficient firefighting and fire-prevention services to the Baltimore County communi-

Very truly yours

MDL:jp enclosure

MARYLAND STATE

MARYLAND STATE AMBULANCE & RESCUE

May 1984

Liberty Road Volunteer Fire Company, Inc. c/o Nick Spealman, President 10010 Liberty Road Randallstown, Maryland 21133

> NOTICE OF HEARING Re: Petition for Special Exception NE/S Liberty Road, 743' NW of Deer Park Road (10010 Liberty Road) Liberty Road Volunteer Fire Company, Inc. - Petitioner Case No. 84-341-X

TIME: 1:30 P.M. DATE: Monday, June 4, 1984

PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

BALTIMORE COUNTY, MARYLAND No. 128269 OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

COUNT R-01-615 . 070

C 069*****100001b #104A

LEGAL NOTICE PETITION FOR SPECIAL EXCEPTION

ZONING: Petition for Special Exception LOCATION: Northeast side Liberty Road, 743 ft. Northwest of Deer Park Road (10010 Lib-

erty Road) DATE & TIME: Monday, June 4 1984 at 1:30

CELTIFICATE OF PUBLICATION

BALTO, COUNT

VOL. FIREMEN'S

P.M.
PUBLIC HEARING: Room 108. County Office
Building, 111 W. Chesapsake Avenue.
Towson, Maryland Fikesville, Md., _ The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a

County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Position for Special Exception for volunteer fire department and community building fincluding ensound in place fire Company, Inc., as shown on plat plant filed with the Zoning Department.

In the event that this Position is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in mining by the date of the hearing set above or made at the hearing.

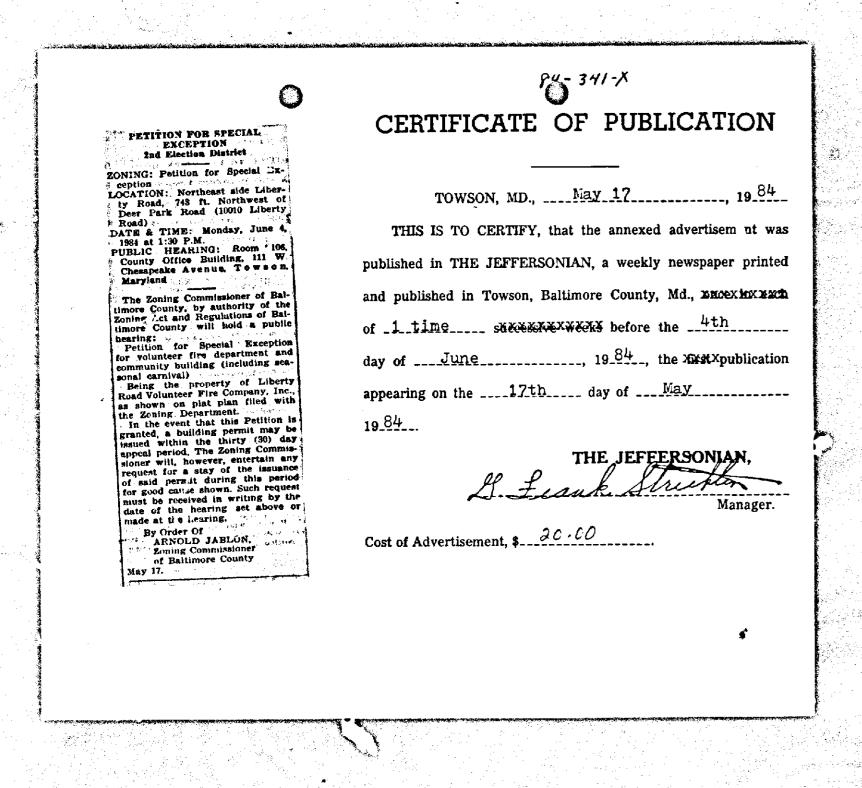
By Order Of Arnold Jablon publication appearing on the oning Commissioner of Ballimore County. th _ cay of May the secend publication appearing on the

the third publication appearing on the

THE NORTHWEST STAR

Cost of Advertisement

STATES A



BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353 ARNOLD JABLON ZONING COMMISSIONER May 31, 1984 Liberty Road Volunteer Fire Company, Inc. c/o Nick Spealman, President 10010 Liberty Road Randallstown, Maryland 21133 Re: Petition for Special Exception NE/S Liberty Road, 743' NW of Deer Park Road (10010 Liberty Road) Liberty Road Volunteer Fire Company, Inc. - Petitioner Case No. 84-341-X Dear Sir: This is to advise you that \$55.00 is due for advertising and posting of the above property. This fee must be paid and our zoning sign and post returned on the day of the hearing before an Order is issued. Do not remove sign until day of hearing. Please make the check payable to Baltimore County, Maryland, and remit to Mrs. Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing. Sincerely BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION OLD JABLON MISCELLANEOUS CASH RECEIPT ng Commissioner DATE 6/4/84 ACCOUNT R-01-615-000 RECEIVED Liberty Road Volunteer Fire Co., Inc. FOR: advertising and posting Case #84-341-X

PETITION FOR SPECIAL EXCEPTION 2nd Election District ZONING: Petition for Special Exception LOCATION: Northeast side Liberty Road, 743 ft. Northwest of Deer Park Road (10010 Liberty Road) DATE & TIME: Monday, June 4, 1984 at 1:30 P.M. PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing: Petition for Special Exception for volunteer fire department and community building (including seasonal carnival) Being the property of Liberty Road Volunteer Fire Company, Inc., as shown on plat plan filed with the Zoning Department. In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

0 IN RE: PETITION FOR SPECIAL EXCEPTION * BEFORE THE NE/S Liberty Road, 743' NW of Deer Park Road (10010 Liberty * ZONING COMMISSIONER Road) - 2nd Election District OF BALTIMORE COUNTY Liberty Road Volunteer Fire Company, Inc. Case No. 84-341-X Petitioner * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner herein seeks a special exception to allow a volunteer fire company in a B.L. zone and community building in a B.L. and D.R. zone, as are more fully described on Petitioner's Exhibit 1.

The Petitioner, by its President, Nick Spealman, appeared and testified. There were no Protestants.

Testimony indicated that the volunteer fire company has been at its present site since 1947 and is zoned both B.L. and D.R.3.5. The property was the subject of a prior hearing, Case No. 76-241-X, wherein a special exception for a volunteer fire company and community building was granted. Unfortunately for the Petitioner, that special exception was not utilized within the prescribed time period and it expired. The Petitioner returns now to regain that which it obtained in 1976.

The actual fire company building is located in the B.L. zone, fronting on Liberty Road with sufficient parking adjacent to that building. The Petitioner wishes to expand by constructing a new community building, totaling 12075 square feet, approximately 105 feet X 121 feet, which will be a single floor and used Fits fundraising and social activities. The expansion will allow the existing Shoulding to be better utilized for the fire equipment and materiel associated with a fire company. The parking for the proposed new addition will extend across

the B.L. zone into the D.R. zone, adjacent to Deer Park Road, which runs diagonally from Liberty Road. Inasmuch as a volunteer fire company and community building are permitted in both B.L. and D.R. zones by special exception, the proposed parking in the D.R. zone must be considered and made adjunct to the prospective use, the community building.

Due to increased service necessitated by an ever-expanding population, more and better equipment is needed which requires additional moneys. The Petitioner, a volunteer fire company, depends on its fundraising to acquire the moneys needed. Certainly, it is true that the surrounding community recognizes the need for the fire company and also the need for the expansion. Baltimore County depends on its volunteer fire companies. The new building will allow the fire company to expand its fundraising and thereby receive more money to better enable it to protect the higher Liberty Road community.

The existing building, which houses both equipment as well as the community hall, is much too small for the Petitioner's needs.

The Petitioner seeks relief from Sections 230.13 and 1B01.1.C.19, pursuant to Section 502.1, Baltimore County Zoning Regulations (BCZR).

It is clear that the BCZR permit the uses requested by the Petitioner in the present zones by special exception. It is equally clear that the proposed uses would not be detrimental to the primary uses in this vicinity. Therefore, it must be determined whether the conditions as delineated by Section 502.1 are satisfied by the Petitioner.

fter reviewing all of the testimony and evidence presented, it appears special exception as applied for by the Petitioner should be granted, LErtain restrictions as more fully described below.

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VALIDATION OR SIGNATURE OF CASHIER

The Petitioner had the burden of adducing testimony and evidence which would show that the proposed uses met the prescribed standards and requirements set forth in Section 502.1. In fact, the Petitioner has shown that the proposed uses would be conducted without real detriment to the neighborhood and would not actually adversely affect the public interest. The facts and circumstances of the uses proposed by the Petitioner does not show that the proposed uses at the particular location described by Petitioner's Exhibit 1 would have any adverse impact above and beyond those inherently associated with such a special exception use irrespective of its location within the zone. Schultz v. Pritts, 432 A.2d 1319 (1981).

The proposed uses will not be detrimental to the health, safety, or general welfare of the locality, nor tend to create congestion in roads, streets, or alleys therein, nor be inconsistent with the purposes of the property's zoning classification, nor in any other way inconsistent with the spirit and intent of

Pursuant to the advertisement, posting of property, and public hearing held, and it appearing that by reason of the requirements of Section 502.1 having been met and the health, safety, and general welfare of the community not being adversely affected, the special exception should be granted.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this day of June, 1984, that the Petition for Special Exception for a wolunteer fire company in a B.L. zone and community building in a B.L. and D.R. None in accordance with Petitioner's Exhibit 1, be and is hereby CRANTED, from and after the date of this Order, subject, however, to the following restrictions: 1. Approval by the County Review Group (CRG) must be obtained.

DATE BY Z

The existing driveway from Deer Park Road, and adjacent to the existing dwelling thereon, shall be blocked so that through traffic cannot utilize that driveway. A sign marked "Private Roadway" shall be posted thereon.

BY ORDER OF

ARNOLD JABLON

ZONING COMMISSIONER OF BALTIMORE COUNTY

Pursuant to Section 409.2.c.(2), BCZR, and Section 1X.A.2.(a), Comprehensive Manual of Development Policies, (CMDP), the parking area shall be of bituminous paving.

Baltimore County

cc: Liberty Road Volunteer Fire Company, Inc. c/o Mr. Nick Spearlman People's Counsel

